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Paper 35
REDECLARED 9 February 2007

UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

Patent Interference No. 105,407 (RT)

GILBARCO INC.
(6,098,879 and 6,422,464)
Junior Party,

v.

IPXL HOLDINGS, LLC
(09/922,935 and 10/623,656)
Senior Party.

REDECLARATION - Bd.R. 203(b)

By TORCZON, Administrative Patent Judge.

A. Redecclaration of interference

An interference is redeclared pursuant to 35 U.S.C. 135(a). Details of the applications, patents, count, and claims designated as corresponding to the count appear under headings E and F of this REDECLARATION.

B. Designation to manage

Administrative Patent Judge Richard Torczon remains designated to manage the interference. Bd. R. 104(a).

- C. [Omitted]
- D. [Omitted]
- E. The parties to this interference

Junior Party

Patent 1: 6,422,464, issued 23 July 2002 (09/595,255)

Title: Fuel dispensing system providing customer preferences

Inventor: Steven N. Terranova of Durham, North Carolina

Patent 2: 6,098,879, issued 8 August 2000 (09/024,742)

Title: Fuel dispensing system providing customer preferences

Inventor: Steven N. Terranova of Durham, North Carolina

Senior Party

Application 1: 10/623,656, filed 22 July 2003

Title: Electronic fund transfer or transaction system

Inventor: James G. Gatto of Great Falls, Virginia

Application 2: 09/922,935, filed 7 August 2001

Title: Electronic fund transfer or transaction system

Inventor: James G. Gatto of Great Falls, Virginia

- F. Count and claims of the parties

Count 1

The method of 6,422,464 claim 31.

The claims of the parties are:

Gilbarco Inc.: 879 claims 1-33
464 claims 1-33
IPXL Holdings: 935 claims 19-42
656 claims 19-45

The claims corresponding to Count 1:

Gilbarco Inc.: 879 claims 1-9, 18-25, and 27
464 all claims
IPXL Holdings: 935 all claims
656 all claims

The benefit accorded for Count 1:

Gilbarco Inc.: 09/024,742, filed 17 February 1998
IPXL Holdings: 10/237,933, filed 10 September 2002;
09/922,935, filed 7 August 2001;
08/670,599, filed 26 June 1996; and
08/421,486, filed 13 April 1995; and
09/658,622, filed 8 September 2000.

G. Heading to be used on papers

Addendum 1 provides the heading that shall be used on all papers filed in
the contested case. See SO ¶ 106.1.1.

cc:

For Gilbarco Inc.: Steven N. Terranova and John R. Witcher, WITHROW & TERRANOVA, P.L.L.C., of Cary, North Carolina.

For IPXL Holdings, LLC: James G. Gatto and Bradford C. Blaise, PILLSBURY WINTHROP SHAW PITTMAN LLP, of McLean, Virginia.

ADDENDUM 1

Filed on behalf of: [Name of Party]

Paper No. [Leave blank]

By: [Name of lead counsel
Name of backup counsel
Street address
City, State, and ZIP Code
Tel:
Fax:]

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TITLE OF PAPER